

YEAS—21.

Collins,
Cooper,
Davis,
Evans,
Farrar,
Fleming,
Fowler,

Getzendaner,
Gooch,
Harris,
Houston,
Johnson of Collin,
Johnston of Shelby,
Jones,

Kleberg,
Martin,
Matlock,
Pfeuffer,
Shannon,
Stratton,
Traylor.

NAYS—5.

Chesley,
Gibbs,

Patton,
Randolph,

Terrell.

On motion of Senator Shannon, the Senate adjourned till 9:30 a. m. to-morrow.

SIXTIETH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, March 24, 1883. }

Senate met pursuant to adjournment.

The President pro tem. in the chair.

Roll called. Quorum present.

Prayer by Dr. Smoot, Chaplain.

On motion of Senator Kleberg, the reading of the journal of yesterday was dispensed with, and the same adopted, after a change of the votes of Senators Chesley and Patton, cast yesterday upon the question of the adoption of the report of the committee upon Senate bill No. 45, from the affirmative to the negative, as said votes were cast under a misapprehension of the question.

Senator Pfeuffer, Chairman of Committee on Finance, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Finance, to whom was referred substitute House bill No. 394, entitled "An act making an appropriation for the support of the State government, for the years beginning March 1, 1883, and ending February 28, 1885," have examined the same, and instruct me to report the same back with the recommendation that it be considered by the Senate in committee of the whole, and that the same be acted on immediately after the regular morning call be finished.

All of which is respectfully submitted.

PFEUFFER, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Finance, to whom was referred House bill No. 509, entitled "An act to amend article 4742 of the Revised Statutes," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

PFEUFFER, Chairman.

Bill read first time.

Senator Traylor, chairman of Committee on Claims and Accounts, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, March 24, 1883.

Hon. A. W. Houston President pro tem. of the Senate:

Your Committee on Claims and Accounts, to whom was referred the memorial of Wm. Scanlan, sheriff of Cameron county, asking for an appropriation of \$458, expenses incurred by said sheriff in extraditing R. A. Blanford, have carefully examined the same, and instruct me to report the same back with the recommendation that said Scanlan be allowed the sum of \$358, which amount we recommend be placed on the deficiency bill.

All of which is respectfully submitted.

TRAYLOR, Chairman.

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on Claims and Accounts, to whom was referred a bill entitled "An act to make an appropriation of \$800, fees due under article 1054, subdivisions 1 and 5, Code of Criminal Procedure, to Wm. Scanlan, ex-sheriff of Cameron county, for carrying convicts to the penitentiary, have carefully examined the same, and instruct me to report the same back with the recommendation that the sum of \$800 be allowed said Scanlan, and recommend this amount be added to the deficiency bill, as it is too late in the session to pass a bill giving such relief.

All of which is respectfully submitted.

TRAYLOR, Chairman.

Bill read first time.

Senator Matlock, chairman of Committee on Public Lands, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 24, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Public Lands, to whom was referred House bill No. 520, entitled "An act to create the land district of Wheeler, Oldham, Donley and Wilbarger counties," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

MATLOCK, Chairman.

Bill read first time.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 299, being "An act to authorize the Comptroller of Public Accounts to receive taxes due on real estate from the years 1871 to 1876 inclusive."

Also, Senate bill No. 134, being "An act to authorize Christian Jordan to sue the State of Texas."

Also, substitute Senate bill No. 298, being "An act to require the record of official bonds, and other bonds and contracts in which the State of Texas or any county of the State is interested."

Also, Senate concurrent resolution No. 25, "Requesting Texas Senators and Representatives to secure division of work on the Texas coast in two or more districts, and for additional engineer officers."

And find the same correctly engrossed.

MARTIN, Chairman.

COMMITTEE ROOM,
AUSTIN, March 24, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 304, being "An act authorizing incorporated cities and towns to accept property," etc.

Also, substitute Senate bill No. 92, being "An act to require the collection and payment of all taxes levied by the several counties of this State, to be made in money."

And find the same correctly engrossed.

MARTIN, Chairman.

The following message was received from his Excellency, the Governor:

EXECUTIVE OFFICE,
AUSTIN, March 24, 1883.

To the Senate and House of Representatives:

GENTLEMEN—On examining Senate bill No. 218, entitled "An act to amend articles 1007 and 1008 of the Revised Statutes," it seems to me that there must be some mistake or oversight in drafting the bill, or in its enrollment. As it now reads, it requires the Supreme and Appellate Courts to transfer all cases pending in the Austin branch of said courts, at its adjournment in June, to Galveston. It was doubtless the intention of the framer of the bill that the cases pending at Austin from the counties named in the first section, and undecided at the adjournment in June, should be transferred to Galveston. Yet, the language of the bill covers the entire Austin docket, and I have deemed it best to withhold my assent to the bill, and return it for reconsideration.

Respectfully,

JOHN IRELAND, Governor.

The message, with accompanying bill, was referred to Judiciary Committee No. 1, on motion of Senator Cooper.

The President laid before the Senate Senate bill No. 289, "An act to amend an act entitled 'an act to further provide for the supervision and management of the construction of the new State Capitol building, and to make an appropriation therefor,' approved May 5, 1882," being the special order for this hour.

On motion of Senator Traylor, the bill was ordered to lie on the table subject to call.

Senator Gibbs moved to suspend regular order of business to take up Senate bill No. 236, amendment to the charter of the city of Dallas, reported back from the House with House amendments.

Adopted, and bill taken up.

On motion of Senator Gibbs, the Senate concurred in the House amendments.

A message was received from the House, announcing the passage of Senate bill No. 127, "An act to reserve and set apart 325 leagues of land heretofore surveyed for the benefit of the unorganized counties of this State, and such organized counties as may have located their four leagues of land or any part thereof in conflict with valid prior locations and surveys, or which may from any cause fail to get title to the four leagues of land they are entitled to receive under the law."

Senate joint resolution No. 17, "Amending article 5, of the Constitution of the State of Texas," was taken up in regular order and read third time.

Senator Gooch offered the following amendment:

Amend section 48 by substituting as follows:

"When, pending the trial of any case, civil or criminal, one or more of the jurors, not exceeding three, may die or be disabled from sitting, the remainder of the jury shall have power to render the verdict."

Adopted by the following vote:

YEAS—18.

Buchanan,	Gooch,	Matlock,
Chesley,	Houston,	Patton,
Collins,	Johnson of Collin,	Pfeuffer,
Evans,	Johnston of Shelby,	Randolph,
Farrar,	Kleberg,	Terrell,
Getzendaner,	Martin,	Traylor.

NAYS—9.

Cooper,	Gibbs,	Pope,
Davis,	Harris,	Shannon,
Fleming,	Jones,	Stratton.

Senator Jones offered the following amendment:

Substitute for section 6, page 2 of printed bill:

SEC. 6. Each Justice of the Supreme Court shall receive an annual salary of not more than five thousand dollars.

Lost by the following vote:

YEAS—3.

Jones,	Pope,	Stratton.
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NAYS—19.

Cooper,	Gooch,	Martin,
Davis,	Harris,	Matlock,
Evans,	Houston,	Patton,
Farrar,	Johnson of Collin,	Randolph,
Fleming,	Johnston of Shelby,	Shannon,
Getzendaner,	Kleberg,	Traylor.
Gibbs,		

Resolution passed by the following vote:

YEAS—22.

Chesley,	Gibbs,	Matlock,
Collins,	Gooch,	Patton,
Cooper,	Harris,	Pfeuffer,
Davis,	Houston,	Pope,
Evans,	Johnson of Shelby,	Randolph,
Farrar,	Kleberg,	Shannon,
Fleming,	Martin,	Traylor.
Getzendaner,		

NAYS—3.

Johnson of Collin, Jones, Stratton.

Senator Stratton assigns the following reasons for voting "no" on the passage of Senate joint resolution No. 17, amending the judiciary article of the Constitution:

I vote "no," because I do not believe it wise to impoverish judges, especially those of the courts of last resort, by inadequate salaries; a fixed and permanent salary larger than is provided for by the resolution is demanded in the interest of economy, dispatch of business and of correctness and purity of decisions. And again, I will never consent for a less number of jurors than twelve to determine in criminal cases, under any circumstances, questions of life or liberty. To do so is to make a departure, not only uncalled for and unnecessary in a proper and just enforcement of the criminal law, but dangerous to the safety of the individual citizen, and should find no place in the organic law of a free State.

STRATTON.

The President signed the following bills:

Senate bill No. 299, "An act to amend article 4724, chapter 3, title 95 of the Revised Statutes, to fix and equalize the compensation of assessors of taxes."

Senate bill No. 333, "An act ceding to the United States government exclusive jurisdiction over certain property in the city of Dallas, for the purpose of erecting a public building thereon."

Substitute Senate bill No. 221, to be entitled "An act to provide for the organization of a board to direct, supervise and control the work of obtaining and presenting statements, accounts and abstracts showing the amount and character of the claims of the State of Texas, against the government of the United States, for money expended by said State in protecting her frontiers; to prepare proper vouchers, and to obtain and present necessary proof in support of said claim, as required by an act of Congress entitled 'an act to authorize the Secretary of the Treasury to examine and report to Congress the amount of all claims of the States of Texas, Colorado, Oregon, Nebraska, California, Kansas and Nevada, and the Territories of Washington and Idaho, for moneys expended and indebtedness assumed by said States and Territories in repelling invasions and suppressing Indian hostilities, and for other purposes,' approved June 27, 1882; to provide means and to employ the necessary clerical force to enable said board to discharge its duties, and to make an appropriation to pay the expenses of the same."

House bill No. 512, "An act defining the boundaries of the corporation of the city of Gonzales, for municipal purposes."

House bill No. 319, "An act to provide for the patenting and disposition of the land situated in Medina county, State of Texas, for which certificates were issued by the State to Henry Castro in trust for school and church purposes."

A message was received from the House announcing the passage of substitute Senate bill No. 84, "An act to regulate the condemnation of property in cities and towns for the purpose of opening, widening or changing public streets, avenues or alleys," etc.

Also, the following:

HOUSE OF REPRESENTATIVES,
AUSTIN, March 24, 1883.

Mr. President:

I am instructed to inform your honorable body that the House has adopted the report of the joint committee of free conference on substitute House bills Nos. 5, 50, 416, 421 and 476.

J. W. BOOTH, Chief Clerk.

On motion of Senator Matlock, Senate bill No. 114, "An act to amend 'an act to set aside the public lands embraced within the territorial limits of the county of Greer to educational purposes, and for the payment of the public debt,'

approved February 25, 1879," was taken up out of regular order, by the following vote:

YEAS—22.

Buchanan,	Johnson of Collin,	Pfeuffer,
Collins,	Johnston of Shelby,	Pope,
Cooper,	Jones,	Randolph,
Farrar,	Kleberg,	Shannon,
Fleming,	Martin,	Stratton,
Getzendaner,	Matlock,	Terrell,
Gibbs,	Patton,	Traylor.
Gooch,		

NAYS—4.

Chesley,	Harris,	Houston.
Davis,		

Read second time, and the substitute of the committee was adopted.

Senator Davis offered the following amendment:

Amend by adding after "veteran certificates," "certificates issued under the Confederate act of April 9, 1881," so as to place the two classes on the same footing.

Lost.

Senator Chesley offered the following amendment:

Amend by inserting after the words "original grantees of such certificates," in line 5, the words "or their heirs."

Also, by inserting "or his legal representatives," after "grantee," in line 20, and "or his heirs," after "grantee," in line 21; also, substitute "never" for "not," in line 22.

Adopted.

Senator Harris moved to amend by adding to the bill as follows:

"Sec. 4. All persons who avail themselves of the benefits of this act shall be deemed and held to relinquish all claims they may be supposed to have against the State by virtue of such certificates; and the location of any certificate upon the land herein set apart shall operate a cancellation of the certificate so located."

Adopted.

Senator Harris also offered the following amendment:

Strike out lines 5, 6 and 7 down to and including "1881," in section 1, and insert the following: "Outstanding, and which have been issued under the authority of the laws of this State."

Lost.

Senator Davis offered the following amendment:

Amend by striking out the proviso requiring an affidavit that the certificate has not been transferred, and change bill so as to permit any owner of a veteran certificate to locate it in Greer county.

Senator Matlock offered the following substitute for pending amendment:

Amend section 3 by striking out the proviso.

Lost.

Senator Davis moved to reconsider the vote just cast.

Motion lost by the following vote:

YEAS—7.

Buchanan,	Martin,	Shannon,
Cooper,	Randolph,	Stratton.
Davis,		

NAYS—17.

Chesley,	Gibbs,	Jones,
Collins,	Gooch,	Matlock,
Evans,	Harris,	Pfeuffer,
Farrar,	Houston,	Terrell,
Fleming,	Johnson of Collin,	Traylor.
Fowler,	Johnston of Shelby,	

Senator Davis' amendment was lost.

Senator Buchanan offered the following amendment:

Amend by striking from the proviso the language "and that the same has not been sold and repurchased."

Adopted by the following vote:

YEAS—14.

Buchanan,	Fowler,	Matlock,
Cooper,	Getzendaner,	Randolph,
Davis,	Johnston of Shelby,	Shannon,
Farrar,	Kleberg,	Stratton.
Fleming,	Martin,	

NAYS—12.

Chesley,	Harris,	Patton,
Collins,	Houston,	Pfeuffer,
Evans,	Johnson of Collin,	Terrell,
Gooch,	Jones,	Traylor.

Senator Getzendaner offered the following amendment:

Amend section 3 by adding: "Provided further, that no patents shall issue by virtue of such location until after the title to said territory, shall have been settled by and between the United States and the State of Texas."

Lost, and bill ordered engrossed by the following vote:

YEAS—20.

Buchanan,	Gooch,	Patton,
Chesley,	Johnson of Collin,	Pfeuffer,
Cooper,	Johnston of Shelby,	Randolph,
Farrar,	Jones,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell.
Getzendaner,	Matlock,	

NAYS—6.

Davis,	Gibbs,	Houston,
Evans,	Harris,	Traylor.

On motion of Senator Matlock, rules were suspended, to read bill third time by the following vote:

YEAS—25.

Buchanan,	Getzendaner,	Martin,
Chesley,	Gibbs,	Matlock,
Collins,	Gooch,	Patton,
Cooper,	Houston,	Pfeuffer,
Davis,	Johnson of Collin,	Shannon,
Evans,	Johnston of Shelby,	Stratton,
Farrar,	Jones,	Terrell,
Fleming,	Kleberg,	Traylor.
Fowler,		

NAYS—1.

Harris.

Bill read third time and passed.

Senator Fleming introduced a bill entitled "An act to amend articles 396 and 398, Penal Code of the State of Texas, title 12, chapter 3."

Referred to Judiciary Committee No. 2.

Senator Gooch offered the following amendment to the pending bill:

SEC.—The probability of an early adjournment, and the propriety of having Greer county occupied at an early day, create an imperative public necessity and emergency for the suspension of the rule requiring this bill to be read on three several days, and that this act take effect from and after its passage.

(Senator Gooch in the chair.)

Adopted by the following vote:

YEAS—23.

Buchanan,	Gibbs,	Matlock,
Collins,	Gooch,	Patton,
Cooper,	Houston,	Pfeuffer,
Davis,	Johnson of Collin,	Randolph,
Farrar,	Johnston of Shelby,	Shannon,
Fleming,	Jones,	Stratton,
Fowler,	Kleberg,	Traylor.
Getzendaner,	Martin,	

NAYS—none.

Bill passed by the following vote:

YEAS—21.

Buchanan,	Fleming,	Houston,
Collins,	Fowler,	Johnson of Collin,
Cooper,	Getzendaner,	Johnston of Shelby,
Farrar,	Gooch,	Jones,

Kleberg,
Martin,
Matlock,

Patton,
Pfeuffer,
Randolph,
NAYS—4.

Shannon,
Stratton,
Terrell.

Davis,
Gibbs,

Harris,

Traylor.

On motion of Senator Pfeuffer, House bill No. 394, being the general appropriation bill, was taken up out of its regular order and made the special order for Monday morning after the morning call, and from day to day until disposed of.

House bill No. 175, "An act to amend article 951, title 24, of the Revised Statutes," was taken up in regular order, read third time and passed.

Senate bill No. 220, "An act to amend the first section of an act entitled 'an act for the relief of persons, firms or associations of persons who have procured license and complied with the law authorizing them to pursue the occupation of liquor dealers where they have been or may be prevented from pursuing such occupation on account of the adoption of local option, and to make an appropriation therefor,' approved May 5, 1882," was taken up in regular order, read third time and passed.

Senate bill No. 292, "An act directing the officers of the State how to compute the annual available fund arising from bonds purchased for the school fund and other trust funds at a premium, and providing against a diminution of the principal of the permanent funds heretofore or hereafter invested," was taken up in regular order, read third time and passed.

Senate bill No. 259, "An act to amend article 4767 of the Revised Civil Statutes, regulating the fees of tax collectors," was taken up in regular order and read second time.

Senator Traylor offered the following amendment:

Sec. 2. The near approach of the close of the session, and the fact that collectors of taxes are inadequately compensated, creates an imperative public necessity and an emergency that the rule be suspended and that this act be passed at once, and take effect from and after its passage; and it is so enacted.

Adopted by the following vote:

YEAS—23.

Chesley,
Collins,
Davis,
Evans,
Farrar,
Fleming,
Fowler,
Getzendaner,

Gibbs,
Gooch,
Harris,
Johnston of Shelby,
Jones,
Kleberg,
Martin,
Matlock,

Patton,
Pfeuffer,
Randolph,
Shannon,
Stratton,
Terrell,
Traylor.

NAYS—1.

Johnson of Collin.

Bill passed by the following vote:

YEAS—22.

Buchanan,
Collins,
Davis,
Farrar,
Fleming,
Fowler,
Gibbs,
Gooch,

Harris,
Houston,
Johnston of Shelby,
Jones,
Kleberg,
Martin,
Matlock,

Patton,
Pfeuffer,
Randolph,
Shannon,
Stratton,
Terrell,
Traylor.

NAYS—1.

Johnson of Collin.

Senator Davis moved to suspend the regular order of business and take up Senate bill No. 11, entitled "An act to amend article 711 of the Code of Criminal Procedure."

Read second time, with substitute of committee.

On motion of Senator Davis, committee substitute was adopted.

Senator Patton offered the following amendment:

Amend by adding:

SEC. — The near approach of the close of the present session of the Legislature endangering the final passage of this bill, creates an imperative public necessity that the constitutional rule requiring a bill to be read on three several days, be suspended, and it is so suspended; and the fact that the courts have held the law which the bill amends, in part unconstitutional, creates an emergency that this act take effect and be in force from and after its passage; and it is so enacted.

Amendment adopted, and bill ordered engrossed.

Senator Davis moved to suspend the rules and read bill third time.

Adopted by the following vote:

YEAS—23.

Buchanan,
Chesley,
Collins,
Davis,
Evans,
Farrar,
Fleming,
Fowler,

Getzendaner,
Gibbs,
Gooch,
Harris,
Houston,
Johnson of Collin,
Johnston of Shelby,
Jones,

Martin,
Matlock,
Patton,
Randolph,
Shannon,
Stratton,
Traylor.

NAYS—none.

Bill read third time, and passed by the following vote:

YEAS—22.

Buchanan,
Collins,
Davis,
Evans,
Farrar,
Fowler,
Getzendaner,
Gibbs,

Gooch,
Harris,
Houston,
Johnson of Collin,
Johnston of Shelby,
Jones,
Martin,

Matlock,
Patton,
Randolph,
Shannon,
Stratton,
Terrell,
Traylor.

NAYS—none.

Senator Cooper, chairman of Committee on Enrolled Bills, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, March 22, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 218, being "An act to amend articles 1007 and 1008 of the Revised Civil Statutes of Texas, approved February 21, 1879," and find the same correctly enrolled, and have this day, at 11 o'clock a. m., presented the same to the Governor for his approval.

COOPER, Chairman.

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 333, being "An act ceding to the United States government exclusive jurisdiction over certain property in the city of Dallas, for the purpose of erecting a public building thereon," and find the same correctly enrolled, and have this day, at 11:10 o'clock a. m., presented the same to the Governor for his approval.

COOPER, Chairman.

COMMITTEE ROOM,
AUSTIN, March 24, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 279, being "An act to amend article 4724, chapter 3, title 95, of the Revised Statutes, to fix and equalize the compensation of assessors of taxes," and find the same correctly enrolled, and have this day, at 11:10 o'clock a. m. presented the same to the Governor for his approval.

COOPER, Chairman.

COMMITTEE ROOM,
AUSTIN, March 23, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 231, being "An act to provide for the organization of a board to direct, supervise and control the work of obtaining and presenting statements, accounts and abstracts showing the amount and character of the claims of the State of Texas against the government of the United States for moneys expended by said State in protecting her frontiers, to prepare proper vouchers,

and to obtain and present necessary proof in support of said claim, as required by an act of Congress entitled 'an act to authorize the Secretary of the Treasury to examine and report to Congress the amount of all claims of the States of Texas, Colorado, Oregon, Nebraska, California, Kansas and Nevada, and the Territories of Washington and Idaho, for moneys expended and indebtedness assumed by said States and Territories in repelling invasions and suppressing Indian hostilities, and for other purposes,' approved June 27, 1882, to provide means and to employ the necessary clerical force to enable said board to discharge its duties, and to make an appropriation to pay the expenses of the same," and find the same correctly enrolled, and have this day, at 11:10 o'clock a. m., presented the same to the Governor for his approval.

COOPER, Chairman.

Senator Jones moved to suspend the regular order of business and take up Senate bill No. 244.

Postponed for the present.

Senator Stratton moved to take up Senate bill No. 134, "An act to authorize Christian Jordan to sue the State of Texas."

Adopted, and bill taken up, read third time and passed.

Senator Chesley moved to suspend the regular order of business, and take up Senate bill No. 280.

The Senate refused to suspend the regular order of business and take up the bill.

Senator Traylor moved to suspend the regular order of business, and take up Senate joint resolution No. 29, amending section 24, article 3, of the Constitution.

Adopted, and resolution taken up and read second time.

The following committee amendments were adopted:

Strike out the words "except the first session held under this Constitution, when they may receive not exceeding five dollars per day for the first ninety days."

Senator Houston offered the following amendment:

Substitute for the subject matter of this resolution the following:

"Members of the Legislature shall not receive any pay for their services, and may remain in session until the business is disposed of."

Lost by the following vote:

YEAS—11.

Collins,	Fleming,	Houston,
Davis,	Getzendaner,	Johnson of Collin,
Evans,	Gibbs,	Jones,
Farrar,	Harris,	

NAYS—12.

Chesley,	Martin,	Shannon,
Fowler,	Matlock,	Stratton,
Gooch,	Patton,	Terrell,
Johnson of Shelby,	Randolph,	Traylor.

Senator Martin offered the following amendment:

"After expiration of the first sixty days of the session, the Governor shall, by message, select such measures as the Legislature shall consider from that time till the close of the session."

Lost.

Senator Davis moved the previous question on the engrossment of the bill.

Motion seconded, and main question ordered.

The bill was ordered engrossed by the following vote:

YEAS—16.

Buchanan,	Gooch,	Poppe,
Chesley,	Johnson of Shelby,	Shannon,
Collins,	Matlock,	Stratton,
Cooper,	Patton,	Terrell,
Fowler,	Pfeuffer,	Traylor.
Getzendaner,		

NAYS—11.

Davis,	Gibbs,	Jones,
Evans,	Harris,	Martin,
Farrar,	Houston,	Randolph.
Fleming,	Johnson of Collin,	

On motion of Senator Chesley, the Senate adjourned till 10 o'clock a. m., Monday next.

SIXTY-FIRST DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, March 26, 1883.

The Senate met pursuant to adjournment.

President pro tem. in the chair.

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Kleberg, the reading of Saturday's journal was dispensed with, and the same adopted.

Senator Patton, chairman of Committee on State Affairs, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 26, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on State Affairs, to whom was referred House bill No. 59, entitled "An act to amend sections 1, 2 and 9 of an act entitled an act to amend an act, entitled 'an act creating the office of public weigher, and regulating the appointment and defining the duties and liabilities thereof,'" have carefully examined the same, and a majority instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

PATTON, Chairman.

Bill read first time.

Senator Farrar, for Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 26, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 528, entitled "An act to make null and void all sales of land illegally and fraudulently made under 'an act to provide for the sale of the alternate sections of land in unorganized counties, as surveyed by railroad companies and other works of internal improvement, and set apart for the benefit of the common school fund,' approved July 8, 1879, and an act amendatory thereto, approved April 6, 1881," have had the same under consideration, and they instruct me to report the accompanying substitute for said House bill, with a recommendation that it do pass.

All of which is respectfully submitted.

FARRAR, for Committee.

Bill, with committee substitute, read first time.

On motion of Senator Farrar, 100 copies of the committee substitute were ordered printed.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 26, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 377, entitled "An act to amend sections 3, 6 and 10, of 'an act in relation to assignments for the benefit of creditors, and to regulate the same, and the proceedings thereunder,' approved March 24, 1879," have examined the same, and instruct me to report it back with the recommendation that it do pass, with the following amendments:

1. Strike out section three and the engrossed rider.
2. Amend the caption by striking out the word "three."

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

Senator Pfeuffer introduced a bill to be entitled "An act authorizing the refunding from the State treasury, for deposit made by special funds to parties who may have paid the same in error, and who may have received no consideration therefor."

Referred to Committee on Claims and Accounts.

Senator Stratton introduced a bill to be entitled "An act